C.S. 100 (3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CG)

WRIT PETITION NO. 3666 OF 2004 Single Bench

BETWEEN

Jawahar Lal Patel S/o Daulat Ram Patel, aged about 57 years, Working as Assistant Gram Panchayat Officer, posted at Janpad Panchayat Raigarh, District Raigarh (CG).

P.R. No. 3652/04
Presented by Shri Mr. S. Patel
dated 01-10-04

PETITIONER

A N D

1. The State of Chhattisgarh, through the Secretary, Department of Panchayat and Rural Development, Mantralay, D.K.S. Building, Raipur (CG).

2. The Director, Panchayat and Social Welfare, Raipur.

3. The Collector, Raigarh (CG).

RESPONDENTS

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

(25)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 3666/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	01-11-2004 Shri H.S. Patel, Counsel for the petitioner. Shri V.V.S. Murthy, Dy. Advocate General with Shri Akhil Agrawal, Panel Lawyer for the State. Application for urgent hearing is allowed. Heard. Learned counsel for the petitioner submits that the matter relates to transfer of the petitioner. He further submits that the petitioner has been transferred on his own request whereas he has never applied or requested for his transfer. He also submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law. Having considered the facts and circumstances and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law by a reasoned order as early as possible preferably within six	

(28)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 3666/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
Gowri	weeks from the date of receipt of the representation. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law. Counsel for the petitioner submits that the petitioner has not been relieved so far. He prays for stay till the representation is decided. In view of the facts and circumstances of the case, it is directed that till the representation is decided, if the petitioner is not relieved, he be allowed to continue. With the aforesaid observations, this petition stands disposed of. Consequently M.W.P.No.4099/04 & I.A.No.7652/2004 also stand disposed of. Certified copy as per rules.	Sd/- Fakhruddin Judge

4.11